

Attorney Docket No. GFB-1 DIV1

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES



Applicants : Jens Kossmann et al.
Application No. : 09/843,007
Confirmation No. : 9893
Examiner : Stuart Baum
Filed : April 26, 2001
Group Art Unit : 1638
For : DNA SEQUENCE CODING FOR ENZYMES
CAPABLE OF FACILITATING THE SYNTHESIS OF
LINEAR α -1,4 GLUCANS IN PLANTS, FUNGI AND
MICROORGANISMS

New York, New York 10020
May 14, 2004

MAIL STOP AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, mailed November 14, 2003, in which the rejection of claims 20-21, 33-38, 40-41 and 47 are made final. A check in the amount of \$330.00 in payment of the appeal fee is enclosed.

05/18/2004 HDEMESS1 00000112 09843007

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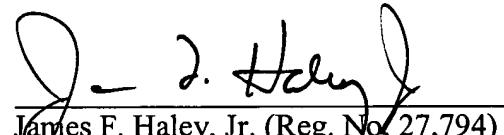
Applicants have concurrently filed a response to the final Office Action and petitioned and paid the fees for a three-month Extension of Time. In this response, applicants have addressed the final rejection of claims 20-21, 33-38, 40-41 and 47 and have amended claims 20, 21, 33, 35, 40 and 47 (and the claims that depend from them) so as to be allowable or in form for appeal. This appeal is timely filed on or before May 14, 2004.

The Director is hereby authorized to charge payment of any additional fee, or credit any overpayment, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal is enclosed.

Please Address all correspondence to

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Respectfully submitted,



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